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FACSIMILE TRANSMISSION

Date: 8/18/2006

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To: Examiner Jefferey F. Harold

From: Charles W. Bethards

Company: USPTO, Art Unit 2614

Fax No.: 571-273-8300

Subject: Response to May 18, 2006 Office Action: App. Serial No. 10/686,085

- Amendment under CFR 1.111 (11 pages)
- PTO form SB/06 Patent Application Fee Determination form
- Credit Card authorization

Applicant(s): Michael D. Kotzin Serial No.: 10/686,085 Filed: October 15, 2003 Title: METHOD AND APPARATUS FOR SELECTING AN ALERT MODE BASED ON USER BIOMETRICS	Atty. Dkt.: CS21978RA/10-178 Group Art Unit: 2614 Examiner: Jefferey F. Harold
CERTIFICATE OF FACSIMILE TRANSMISSION under 37 CFR 1.8 I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 571-273-8300 on August 18, 2006 to the attention of Examiner Jefferey F. Harold of AU 2614. Typed Name: Charles W. Bethards Signature: <u>Charles W. Bethards</u>	

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AUG 18 2006

PTO/SB/06 (12-04)

Approved for use through 7/31/2006. OMB 0651-0032

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PATENT APPLICATION FEE DETERMINATION RECORD
Substitute for Form PTO-875

Application or Docket Number
10/685,085

APPLICATION AS FILED – PART I

(Column 1) (Column 2)

FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A
SEARCH FEE (37 CFR 1.16(k), (l), or (m))	N/A	N/A
EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A
TOTAL CLAIMS (37 CFR 1.16(l))	minus 20 =	*
INDEPENDENT CLAIMS (37 CFR 1.16(h))	minus 3 =	*
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).	
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))		

* If the difference in column 1 is less than zero, enter "0" in column 2.

APPLICATION AS AMENDED – PART II

(Column 1) (Column 2) (Column 3)

AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	SMALL ENTITY	OTHER THAN SMALL ENTITY	
				RATE (\$)	ADDI- TIONAL FEE (\$)	
Total (37 CFR 1.16(j))	20	Minus	**	20	*	
Independent (37 CFR 1.16(j))	4	Minus	***	3	1	
Application Size Fee (37 CFR 1.16(s))						
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))						

AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	SMALL ENTITY	OTHER THAN SMALL ENTITY	
				RATE (\$)	ADDI- TIONAL FEE (\$)	
Total (37 CFR 1.16(j))	•	Minus	**	20	*	
Independent (37 CFR 1.16(j))	•	Minus	***	3	1	
Application Size Fee (37 CFR 1.16(s))						
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))						

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.18. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/686,085 Confirmation No. 7269
Applicants: Michael D. Kotzin
Filed: October 15, 2003
TC/A.U.: 2614
Examiner: Jefferey F. Harold
Docket No.: CS21978RA/10-178
Customer No.: 51874

CERTIFICATE OF FACSIMILE TRANSMISSION

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